

MARA FLAMM V. SARNER & ASSOCIATES, P.C., ET AL.

**MOTION OF ATTORNEY DEFENDANTS TO DISMISS PLAINTIFF'S
COMPLAINT PURSUANT TO RULES 12(b)(1) AND 12(b)(6)**

DEFENDANTS' EXHIBIT 10

**January 25, 2002 Letter, Jane MacElhenney to Joshua Sarner
(Sent Via Facsimile on 1/25/02 at 2:38 p.m.)**

JANE MacELHENNEY
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January 25, 2002

TO: Joshua Sarner

RE: Mara Flamm

Dear Sir or Madam:

Enclosed herewith please find the following:

- | | |
|--|--|
| <input type="checkbox"/> Answer to Motion | <input type="checkbox"/> Complaint |
| <input type="checkbox"/> Application for Turnover | <input type="checkbox"/> Amended Plan |
| <input type="checkbox"/> Application to Extend Plan | <input type="checkbox"/> Amended |
| <input type="checkbox"/> Certificate of Service | <input type="checkbox"/> Motion to Avoid Lien |
| <input checked="" type="checkbox"/> Chapter 7 Petition | <input type="checkbox"/> Order Requiring Answer and
Notice of Hearing |
| <input type="checkbox"/> Motion to Extend Plan | <input type="checkbox"/> Notice |
| <input type="checkbox"/> Chapter 11 Petition | <input type="checkbox"/> Notice of Intent to Sell |
| <input type="checkbox"/> Chapter 13 Petition | <input type="checkbox"/> Objection to Proof of Claim |
| <input type="checkbox"/> Check in the amount of | <input type="checkbox"/> Order, Dated |
| <input type="checkbox"/> Application Directed to Debtor's Employer | <input type="checkbox"/> Motion for Relief |
| <input type="checkbox"/> Certification of No Objection | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Debtor's Motion to Abate Plan Payments | <input type="checkbox"/> Summons |
| <input type="checkbox"/> Application for Allowance of Counsel Fee | <input type="checkbox"/> Motion to sell free and
clear of Liens |
| <input type="checkbox"/> Interrogs/Application | |
| <input type="checkbox"/> Interrogs/Questionnaire | |
| <input type="checkbox"/> | |

Stop ALL collections attempts and contact at once or we will proceed with a motion for contempt!!

Very truly yours,

Jane MacElhenney

Encl.